

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: SHELL ROCK TELEPHONE COMPANY	DOCKET NO. SPU-99-26 (TF-99-235)
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ORDER GRANTING REQUEST TO WITHDRAW TARIFF

(Issued November 22, 1999)

On August 5, 1999, Shell Rock Telephone Company (Shell Rock) filed a tariff revision adding a new fee schedule to be used when a customer requires the installation of additional lines and existing facilities are exhausted. The fee schedule was added as a part of the General Rules and Regulations of the company. The tariff filing was identified by the Utilities Board (Board) as TF-99-235.

The new fee schedule was to be used in lieu of Shell Rock's existing line extension policy. That policy was adopted in compliance with the Board's line extension rules, set forth at IOWA ADMIN. CODE 199-22.3(6) (1999). That subrule provides, in relevant part, that "no utility shall make or refuse to make any extensions except as permitted by the approved extension plan." Accordingly, the new tariff would not be in compliance with the Board's rule, because it would provide for extensions other than under Shell Rock's approved extension plan.

Shell Rock was informed by Board staff that, before the new tariff could be permitted to become effective, it would be necessary to bring it into compliance with IOWA ADMIN. CODE 199-22.3(6), either by requesting a waiver or some other

accommodation. However, on October 6, 1999, Shell Rock filed a request to withdraw the proposed tariff. Shell Rock did not state a reason for its request.

The Board finds that, absent a waiver or other accommodation of the rule, the tariff cannot become effective. It is therefore appropriate to permit Shell Rock to withdraw the filing.

IT IS THEREFORE ORDERED:

The request to withdraw tariff filed by Shell Rock Telephone Company on October 6, 1999, is granted.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 22nd day of November, 1999.